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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA, ) No. CR 05-00611 WHA  
12 Plaintiff, )  
13 v. ) ~~PROPOSED~~ ORDER REVOKING  
14 DALE SCOTT HEINEMAN, *et al.*, ) AND JOHNSON AT FCI DUBLIN AND  
15 Defendants. ) STRIKING "NOTICE OF APPOINTMENT  
16 ) OF COUNSEL CONDITIONS OF  
 ) CONFINEMENT" FILED BY  
 ) HEINEMAN AND JOHNSON

17 Based upon the record made at the appearance by defendants Dale S. Heineman and Kurt  
18 F. Johnson (collectively, "Defendants"), counsel for the Bureau of Prisons, and counsel for the  
19 government before this Court on August 15, 2006, relating to Defendants' preparation of: (1) a  
20 purported "Order of Dismissal," identified as entry number 144 in the case docket under CR 05-  
21 0611 WHA, incorporated herein by reference; and (2) a check allegedly payable by the Secretary  
22 of the United States Treasury in the amount of \$72,000,000 (attached hereto as Exhibit 1) with  
23 computer printers they have been provided while in custody at the FCI Dublin Correctional  
24 Facility ("Facility");

25 IT IS HEREBY ORDERED that Defendants' privileges to computer printers at the  
26 Facility are revoked. Notwithstanding the foregoing, Defendants' access to computers for (read-  
27 only format) review of discovery produced in electronic format will continue at the Facility.

28 ~~PROPOSED~~ ORDER

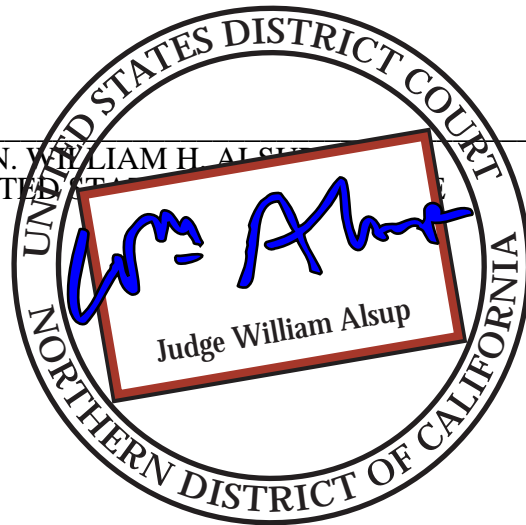
1 Should Facility personnel in the future determine that Defendants have misused their access to  
2 these computers at the risk of inmate security, the Facility shall have the discretion to  
3 temporarily suspend such privileges until the matter is further addressed by this Court.

4 IT IS FURTHER ORDERED that, based upon the record made at the August 15, 2006  
5 appearance before this Court, the "Notice of Appointment of Counsel and Conditions of  
6 Confinement" filed by Defendants, purportedly appointing Mr. Bill Kubitz, FCI Dublin  
7 Correctional Facility Administrator, as their counsel in the instant case (attached hereto as  
8 Exhibit 2) is stricken and thereby a nullity.

9 IT IS SO ORDERED.

10 Dated: August 17, 2006

HON. WILLIAM H. ALSUP  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA



28 ~~PROPOSED~~ ORDER